

Gary Larez #72285
Gary Larez

2024 APR -4 PM 2:00

CLERK ALBUC

Brandon Stone #88008
Brandon Stone

Dennis Clement #185171
Dennis Clement

Matthew Alarcon #63235
Matthew Alarcon

Cameron Rakers #80640
Cameron Rakers

Matthew Howell #87216
Matthew Howell

Cody Macias #90600
Cody Macias

Erick Marquez #88688
Erick Marquez

Andres Munoz #176048
Andy Munoz

Manuel Calvillo #89701
Manuel Calvillo

Christopher T. Rodriguez #84340
Christopher T. Rodriguez

PLAINTIFFS

vs

Warden Wilkens, GCCF
unit manager Jacob O, and
Alisha Tafuya Director of
Correctional Department

Defendants

I

this honorable court has the Jurisdiction
to Review this 1983 under fed. Class (Fed.R.Civ.
P23(a) (B) Suit. Due to plaintiffs Being United States Citizens

II

All Defendants of this claim are acting under color of the State of New Mexico. Plaintiffs 8th and 14th Amendments of the Constitutional Right and State laws

- Complaint -

In March 28, 2024, Plaintiffs were being housed in RDC which is in Los Lunas New Mexico. As property of the State due to alleged parole violations. Plaintiff were being housed in one man cell due to Rule of the State law and the Duran decree, Plaintiff now are forced to leave our normal classification in a one man cell, until finally classified. The State of New Mexico Parole Board and Dept of Corrections, took it upon themselves to violate State law and Constitutional Rights. By forcing plaintiffs to be transferred to GRCF which is a level 3 facility which has 2 men to a cell. There was a stabbing that occurred days just before plaintiffs arrived. Plaintiffs have been subject to level 3, level 4, level 5 and level 6. Plaintiffs lives are in danger everyday and therefore Imminent Danger does exist, though some plaintiffs that are under the 3 strike Rule. Plaintiffs does not have the ability to escape these negligent conduct by staff. The abuse of power and abuse of process is tortious use of legal process. Magna Negligentia exist

All plaintiffs have mental health and physical impairments. The State of New Mexico Parole Board has violated plaintiffs by housing them with murderers and rapists. The parole Board has placed the plaintiffs to defend themselves in hand to hand altercations after stated plaintiffs overcame offenders by having each other back even the elderly. In GCCF, there's a whole unit open in Housing 2 so therefore there is no overcrowding. The Duran decree has been violated therefore plaintiffs are in fear of retaliation by GCCF staff.

- Relief Sought -

That the State of New Mexico Parole Board Director be advised and addressed to correct these staff all so that the Duran attorneys be informed plaintiffs ask for injunctive relief. Also that the sum of 1,700 a day be awarded to plaintiffs for every day when on parole before this action and there on after this complaint. Also that the sum of 100,000 be awarded for each state law violated and 500,000 be awarded for every constitutional right violated, or whatever this Court seems just deem or proper.

x Gary Larez #72285 x Gary Larez
 x Brandon Stone #88008 x ~~Brandon Stone~~
 x Dewayne Clements #85171 x Dewayne Clements
 x Matthew Alarcon #63235 x Matthew Alarcon
 x Cameron Rakers #80640 x Cameron Rakers
 x Matthew Howell #87216 x Matthew Howell
 x Cody Macias #90600 x Cody Macias
 x Euriyah Marquez #88688 x Euriyah Marquez
 x Andres Munoz #76048 x Andres Munoz
 x Manuel Calvillo #89701 x Manuel Calvillo
 x Christopher T. Rodriguez #84340 x Christopher T. Rodriguez

- Declaration under Penalty of Perjury -

The undersigned declares under penalty of perjury
 that he/she is the plaintiff in the above action
 that he/she has read the above complaint
 and that the information contained in the
 complaint is true and correct. 28 U.S.C. 1746;
 18 U.S.C. 91621

x Gary Larez #72285 Gary Larez
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 x Manuel Calvillo #89701 Manuel Calvillo
 x Christopher T. Rodriguez #84340 Christopher T. Rodriguez

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P.O. Drawer 1328
Los Lunas, New Mexico
-87031-

Legal Mail

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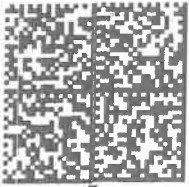
UNITED STATES DISTRICT COURT
ALBUQUERQUE, NEW MEXICO

APR 04 2024

MITCHELL R. ELPERS
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